

RESOLUTION 2019-19

A resolution of the Leavenworth County Kansas Board of County Commission, issuing a Special Use Permit for a childcare facility – LIFE Learning Academy on the following described property:

A tract of land the West ½ of the Northeast ¼ of Section 20, Township 11, Range 21, in Leavenworth County, Kansas more commonly known as 22552 Honey Creek Road.

WHEREAS, it is hereby found and determined that a request for a Special Use Permit as described above was filed with the Secretary of the Leavenworth County Planning Commission, on the 26th day of April, 2019, and

WHEREAS, it is hereby found that the Leavenworth County Planning Commission, after notice as required by law, did conduct a public hearing upon the granting of such request for a Special Use Permit on the 12th day of June, 2019; and

WHEREAS, it is hereby found that the Leavenworth County Planning Commission, based upon specific findings of fact incorporated by reference herein, did recommend that the Special Use Permit be approved, subject to special conditions as set forth; and

WHEREAS, the Board of County Commission considered, in session on the 3rd day of July, 2019, the recommendation of the Leavenworth County Planning Commission.

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commission of Leavenworth County, Kansas, that:

1. Based upon the recommendation and findings of fact of the Leavenworth County Planning Commission; and,
2. Based upon the findings of fact adopted by the Board of County Commission in regular session on the 3rd day of July, 2019, and incorporated herein by reference;

That Case No. DEV-19-056, Special Use Permit for a childcare facility – LIFE Learning Academy approved subject to the following conditions:

1. The SUP shall be limited to a period of nine (9) years to align with the applicant's other Special Use Permit.
2. The business shall be limited to the hours of 7:00am to 6:00pm, Monday through Friday.
3. The SUP shall be limited to three (3) employees.
4. The applicant shall adhere to the following memorandums:
 - a. Christa McGaha – Planning and Zoning, May 28, 2019
 - b. Christa McGaha – Planning and Zoning, May 29, 2019
 - c. Melissa Johnson – Codes Enforcement Officer, May 16, 2019
 - d. David Van Parys – County Counselor, May 14, 2019
 - e. Tonganoxie Township Rural Fire Department – May 15, 2019
5. No signage is allowed in the right-of-way. No signage is requested with the SUP. All signage shall comply with Article 25, Sign Regulations of the Leavenworth County Zoning and Subdivision Regulations.

6. No on-street parking shall be allowed.
7. A professional engineer licensed in the State of Kansas is required to approve and sign off that the lagoon on the property is fit for the amount of people intended for the business.
8. The applicant shall provide a certificate of liability insurance with a minimum of \$1,000,000 per occurrence with the certificate holder being listed as Leavenworth County.
9. The applicant shall provide a copy of the State License annually.
10. This SUP shall be limited to the Narrative dated April 26, 2019 submitted with this application.
11. This SUP shall comply with all local, state, and federal rules and regulations that may be applicable.
12. After approval of this SUP by the Board of County Commission all conditions listed shall be adhered to and copies shall be provided to the Planning and Zoning Department within 30 days.

located in Section 20, Township 11 South, Range 21, also known as 22552 Honey Creek Road, parcel no. 194-20-0-00-00-002.01 in Leavenworth County, Kansas.

Adopted this 3rd day of July, 2019
 Board of County Commission
 Leavenworth, County, Kansas



 Doug Smith, Chairman



 Jeff Culbertson, Member



 Vicky Kaz, Member



 Chad Schimke, Member



 Mike Stieben, Member





 Janet Klasinski